

CHAPTER NO. 303

HOUSE BILL NO. 1297

By Representatives Bowers, Cooper, Brenda Turner, Patton, Jackson

Substituted for: Senate Bill No. 1746

By Senators Cohen, Springer

AN ACT to amend Tennessee Code Annotated, Section 36-5-101, relative to child support.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-5-101(p), is amended by deleting the subsection in its entirety and by substituting instead the following language:

(p)(1) Except as provided in subdivision (2), the court may continue child support beyond a child's minority for the benefit of a child who is handicapped or disabled, as defined by the Americans with Disabilities Act, until such child reaches the age of twenty-one (21).

(2) Provided, however, such age limitation shall not apply if such child is severely disabled and living under the care and supervision of a parent and the court determines that it is in the child's best interest to remain under such care and supervision and the obligor is financially able to continue to pay child support. In such cases, the court may require the obligor to continue to pay child support for such period as it deems in the best interest of the child.

(3) In so doing the court may use the child support guidelines.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 17, 1999


JIMMY RAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 26th day of May 1999


DON SUNDQUIST, GOVERNOR